IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLIATION NO.1703/06

Shri.Raju Madhukar Yadav .... Applicant

V/s.

The State of Maharashtra .... Respondent

Shri.Indrajeet Joshi Adv. for the applicant.
Miss.M.M. Deshmukh APP for the State.

CORAM : V.M. KANADE, J.

DATED : 03/05/06

P.C.:-

1. Heard the learned counsel for the applicant and the learned APP for the State.

2. The applicant was arrested in connection with C.R.No.76/2005 registered with Hatkanangale Police Station for the offences punishable U/s.302, 307, 394, 397 r/w 34 of IPC.

3. It is alleged that the applicant and other committed dacoity and in that process one person was killed and they ran away with the cash of Rs.6,50,000/- which the deceased had withdrawn from

HDFC Bank, Kolhapur Branch and the applicant was arrested on 2nd September, 2005.

4. Learned Counsel for the applicant submitted that there is no material against the present applicant. He has not been identified. Supplementary statement of eye witness has been recorded after his arrest.

5. I have perused the statement of witness Sudarshan Upadhye and other material which is on record. There is recovery of cash at the instance of the applicant. Eye witness has mentioned the name of applicant in the supplementary statement. In view of the material which is on record, in my view, this is not a fit case for grant of bail. The application for bail is, accordingly rejected.

6. The application is accordingly disposed of.

V.M. KANADE J.